

NEWS FROM DELAWARE'S OFFICE OF ENVIRONMENTAL PROTECTION, 4/22/14

The biweekly E-News Update features current information on the Divisions of Air Quality, Waste and Hazardous Substances, and Water regarding public meetings, workshops, hearings, and regulatory documents available for public comment, as well as general news updates. For those of you who are receiving the E-News Update for the first time, the subscription is FREE! Please sign up at the following link under the Divisions of Air Quality and Waste and Hazardous Substances at:

<http://www.dnrec.delaware.gov/Pages/DNRECLists.aspx>

There is no form to fill out; it's done in three clicks! Suggestions? Additions? Please call Megan Miller at 302-739-9400, or send an email to Megan.Miller@state.de.us

Published by DNREC Divisions of Air Quality, Waste and Hazardous Substances, and Water.

Visit us at: www.awm.delaware.gov

UPCOMING AIR, WASTE, & WATER-RELATED HEARINGS, MEETINGS, & EVENTS

PUBLIC HEARING REGARDING THE A-1 AUTO PARTS SITE (DE-1172)-Pursuant to 7 Del. C. §9109(a) (3) of the Hazardous Substance Cleanup Act (HSCA), the Department of Natural Resources and Environmental Control (DNREC)-Site Investigation and Restoration Section (SIRS) has rescheduled a public hearing for **May 7**, beginning at 10:00 a.m. in the Pat Ellis Conference Room at the offices of DNREC, 391 Lukens Drive, New Castle, Delaware 19720. The hearing will address the A-1 Auto Parts Site (Site) located at 410 Garasches Lane in Wilmington. DNREC originally advertised that the public hearing would be held on March 19 at the offices of DNREC, but was recently contacted by the Site owner's counsel to negotiate a Consent Decree to address the performance and payment for a Remedial Investigation/Feasibility Study (RI/FS) to be performed at the Site without the need for an enforcement action. Thus, DNREC agreed to postpone the public hearing to allow enough time to negotiate a Consent Decree. Nevertheless, DNREC will continue to proceed through an enforcement action at a public hearing on May 7 unless the Consent Decree is signed, pursuant to §9109(a) (3) of HSCA, to require a remediation of the Site. Please contact the project manager, Karissa Hendershot or Qazi Salahuddin at (302) 395-2600; or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2258&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

SOURCE WATER PROTECTION CITIZEN TECHNICAL ADVISORY COMMITTEE MEETING -

The Committee will hold a meeting on **May 7** from 9am to 12pm at the Kent County Administration Complex, Conference Rooms 220 A&B, 555 Bay Road, Dover, DE, 19901. Dover, DE 19901. For additional information, please contact Kimberly Burris at (302) 739-9945; or visit: <http://egov.delaware.gov/pmc/Event/Details/22082>

WATER SUPPLY COORDINATING COUNCIL MEETING - The Council will hold a meeting on **June 4** from 10am to 12pm at the Kent County Administration Complex, Conference Rooms 220 A&B, 555 Bay Road, Dover, DE, 19901. Dover, DE 19901. For additional information, please contact Kimberly Burris at (302) 739-9945; or visit:

<http://egov.delaware.gov/pmc/Event/Details/23126>

HSCA ADVISORY COMMITTEE (FORMERLY BROWNFIELDS ADVISORY COMMITTEE)

– The Committee will hold a public meeting on **June 5** from 1pm to 4pm at the Dover Public Library, 35 Loockerman Plaza, Dover, DE 19901. For additional information, please contact Christina Wirtz at (302) 395-2600 or visit:

<http://egov.delaware.gov/pmc/Event/Details/23858>

DOCUMENTS AVAILABLE FOR PUBLIC COMMENT OR APPEAL

AIR QUALITY PERMITTING PROGRAM – Notice has been given that the facilities listed below have submitted applications for air quality management permits. The applications, the “draft/proposed” permits, all materials that the applicant has submitted (other than those granted confidential treatment under DNREC rules), and a copy of summary of other materials, if any, considered in preparing the “draft/proposed” permit, may be inspected at the offices of the Division of Air Quality, 655 S. Bay Road, Dover and 715 Grantham Lane, New Castle. All comments and public hearing requests should be mailed to the following address: DIVISION OF AIR QUALITY, 655 S. Bay Road, Suite 5 N, Dover, DE 19901. To submit comments, for additional information, or for an appointment to inspect the application, please contact Nicole Hill or Penny Gentry at (302) 739-9402.

7 DE Admin. Code 1102 NATURAL MINOR PERMIT APPLICATIONS-Notice has been given that: DSWA Cherry Island Landfill, requests a temporary operation permit for a 2100 SCFM LFG Specialties 63 mmBTU/hr methane fired flare at their 1706 E. 12th Street, Wilmington, Delaware, facility. By Permit# APC-2014/0073 annual potential emissions will not exceed 207.0 tons of carbon monoxide, 11.0 tons of nitrogen oxides, 31.0 tons of sulfur dioxide, 1.5 tons of volatile organic compounds, 0.06 tons of hazardous air pollutants, and 4.6 tons of particulate matter. A public hearing on any of the above applications will NOT be held unless the Secretary of DNREC receives a request for a hearing regarding that application within 15 days from the date of this notice, ending **April 24**. For additional information or for an appointment to review the application, please contact Nicole Hill at (302) 739-9402; or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2291&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

7 DE Admin. Code 1102 NATURAL MINOR PERMIT APPLICATIONS-Notice has been given that: Capital One requests a permit to construct and operate a 1495 horsepower (1000 kilowatt) emergency generator at their 802 Delaware Avenue, Wilmington, New Castle County facility. The emergency generator has the potential to emit (PTE) 5.07 TPY NOx, 0.72 TPY VOC, 0.0045 TPY SOx, 6.28 TPY CO and 0.30 TPY PM10. By Permit# APC-2013/0148 actual emissions will not exceed 5.07 TPY NOx, 0.72 TPY VOC, 0.0045 TPY SOx, 6.28 TPY CO and 0.30 TPY PM10. A public hearing on any of the above applications will NOT be held unless the Secretary of DNREC receives a request for a hearing regarding that application within 15 days from the date of this notice, ending **May 5**. For additional information or for an appointment to review the application, please contact Nicole Hill at (302) 739-9402; or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2299&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

SITE INVESTIGATION AND RESTORATION SECTION – The Division’s Site Investigation and Restoration Section (SIRS) is responsible for the identification, evaluation and remediation of sites in Delaware that have had past releases of hazardous substances. The Section manages the contaminated sites under three major programs in accordance with the Hazardous Substance Cleanup Act (HSCA). The three programs are the Brownfields Development Program, the Voluntary Cleanup Program (VCP) and the HSCA Enforcement Program (for sites requiring enforcement action).

The Brownfields Development Program encourages the cleanup and redevelopment of vacant, abandoned or underutilized properties, which may be contaminated. A party seeking to develop such a property negotiates with SIRS for a Brownfields Development Agreement (BDA) to

perform an investigation and, if necessary, a remedial action or remedy, for the purpose of addressing the risks posed by past releases of hazardous substances at these sites. However, a BDA is only available to parties that are not current site owners. The Voluntary Cleanup Program (VCP) Agreement is available to site owners, who want to clean up their sites and are already liable as a potentially responsible party for the site. Proposed and final plans of remedial action are available online at: <http://www.dnrec.delaware.gov/whs/awm/SIRB/Pages/SIRBPlans.aspx> under "Announcements." For site-specific information, please see DNREC's Environmental Navigator at <http://www.nav.dnrec.delaware.gov/DEN3>

PROPOSED PLAN OF REMEDIAL ACTION FOR THE FORMER COMMONS BOULEVARD SUNOCO SITE (DE-1514)

The Department invites public comment on a proposal to clean up the Former Commons Boulevard Sunoco Site located at 7 East Commons Boulevard in New Castle. The 2.57-acre Site is currently being redeveloped into a Wawa gas station/convenience store in a commercial area. The Site groundwater is contaminated with benzene related to the Site's former use as a Sunoco gas station. The comment period ends on **April 28**. For additional information, please contact Stephanie Scholl, Project Manager, or Robert Newsome, Public Information Officer, at (302)395-2600; or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2290&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

FINAL PLAN OF REMEDIAL ACTION FOR THE 333 S. GOVERNORS AVENUE SITE (DE-0359)

The Department has adopted a Final Plan of Remedial Action regarding the disposition of the 333 Governors Avenue Site in Dover, Delaware. Six abandoned underground storage tanks were removed from the property as an interim action. Investigation and risk assessment of the Site showed that the Site is suitable for non-residential development. The Final Plan for the Site is therefore to record an environmental covenant that restricts future use of the site to non-residential purposes. DNREC issued public notice of the Proposed Plan of Remedial Action (Proposed Plan) for the Site on March 16, 2014 and opened a 20-day public comment period. No comments have been received. The public may appeal this Final Plan for a period of twenty (20) days from the date of this notice, **May 5**. For additional information, please contact Stephen F. Johnson, PE, Project Manager or Robert Newsome, Public Information Officer, at (302) 395-2600; or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2295&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

AMENDED FINAL PLAN OF REMEDIAL ACTION CHRYSLER NEWARK ASSEMBLY PLANT SITE (OU-2) (DE-0105)

The Department has adopted a plan regarding the clean-up of Operable Unit 2 (OU-2) of the Chrysler Newark Assembly Plant Site located at 550 South College Avenue in Newark. OU-2 is approximately 27 acres of the entire 272-acre Site. Remedial Actions for the Site include a revised Environmental Covenant restricting the property to non-residential type uses permitted within Commercial, Manufacturing, or Industrial Districts, restricting Groundwater Withdrawal, and requiring compliance with the Long Term Stewardship Plan and Contaminated Materials Management Plan. DNREC issued public notice of the Amended Proposed Plan for Operable Unit 2 (OU-2) of the Chrysler Newark Assembly Plant Site on March 19, 2014. There were no comments or questions from the public regarding the Amended Proposed Plan. The public may appeal this Final Plan within twenty (20) days following the date of this notice, **May 5**. For additional information, please contact Wendy March or Lindsay Hall, Project Managers, or Robert Newsome, Public Information Officer, at (302) 395-2600; or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2294&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

PROPOSED PLAN OF REMEDIAL ACTION FOR THE FORMER PEP-UP OU-2 (Groundwater) (DE-1571)

- The Department invites public comment on a proposal to clean up the Former Pep-

Up Operable Unit 2 (Site). Former Pep-Up OU-2 Site (Site) consists of the groundwater contamination beneath the site. The property is located at 302 and 310 North Race Street in Georgetown. The comment period ends on **May 6**. For additional information, please contact Rick Galloway, Project Manager, or Robert Newsome, Public Information Officer, at (302)395-2600; or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2298&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

PROPOSED PLAN OF REMEDIAL ACTION FOR THE GEORGETOWN COAL GAS OU-2(DE-0188) The Department invites public comment on a proposal to clean up the Georgetown Coal Gas Operable Unit 2 (OU-2). Georgetown Coal Gas OU-2 site (Site) consists of the groundwater contamination beneath the site. The Georgetown Coal Gas property is located along North Race Street between Pepper Street and New Street in Georgetown. The comment period ends on **May 6**. For additional information, please contact Rick Galloway, Project Manager, or Robert Newsome, Public Information Officer, at (302)395-2600; or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2297&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

DIVISION OF WATER - WETLANDS AND SUBAQUEOUS LANDS SECTION – The Division of Water hereby gives notice that the applications below are available for inspection or copies may be obtained by contacting: Gayle Calder, Wetlands and Subaqueous Lands Section, 89 Kings Highway, Dover – 19901, or by calling (302) 739-9943. **This notification expires April 29.** For more information on the applications listed below, please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2292&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

Subaqueous Lands Permit Applications

Girl Scouts of Chesapeake Bay (Tax Parcel #09-034-014) To replace an existing culvert pipe 26 feet long by 30 in diameter with a new culvert pipe 62 feet long by 36 in diameter and install 37 cubic yards of rip rap outlet protection in an unnamed tributary to Leatherman's Run at 225 Old Baltimore Pike, Newark, New Castle, DE

AE-Newark Associates, L.P. (1800800017) To install 2 stream diversions, a pump around to pump the diverted area to a dewatering device, to repair 50 linear feet of a failed stone gabion wall with rip-rap, and to install 20 linear feet of bio-logs planted with native vegetation to stabilize the shoreline in Jenny's Run in the area of the Apartment at Pinebrook's community pool at 1314 Wharton Drive, Newark, New Castle, DE

Subaqueous Lands Lease Renewal Application

Barbara D'Onofrio – (Tax Parcel No.: 134-21.00-14.08) – To renew a lease to utilize a 4 by 30 foot pier and a 6 by 20 foot dock attached to a 200 foot long wetland walkway in Dirickson Creek at 37292 Dirickson Creek Road, Frankford, Sussex County, DE

Subaqueous Lands Wetland Applications

Occidental Chemical – (Tax Parcel No.: 1200300004) –To place 250 cubic yards of riprap in 5,000 square foot area for bank stabilization, to excavate and place clean fill in 100 square feet of wetlands and to place clean-up equipment in 163 square feet of State regulated wetlands

adjacent to Red Lion Creek at the Occidental Chemical site, 1657 River Road, north of Delaware City, New Castle County, DE

Bay Forest, LLC. (Tax Parcel #1-34-8-15.01 and 15.02) To construct a 32 by 195 foot bridge crossing of Collins Creek consisting of an 8 foot wide multimodal walkway and a 24 foot wide vehicle lane that includes placing of 26 support pilings in State regulated tidal wetlands, impacting 3744 sq. ft. of State regulated tidal wetlands. Wetland mitigation includes enhancement of 0.83 acres of existing wetlands and creation of 0.79 acres of tidal wetlands, Bay Forest Club near the intersection of Bay Forest Drive and Whites Neck Road, Millville, Sussex, DE

Subaqueous Lands Supplemental Application

Brian Gallo (TM 2-33-6.00-141.00) To construct a 6 by 40 foot pier extension connected to an existing pier in Pepper Creek at 30622 Shell Road, Dagsboro, Sussex County, DE

Subaqueous Lands Lease Application

Eugene Green (Tax Parcel #2-35-16-71) To construct/install a 4 by 10 foot pier; 5 by 30 foot dock; two floating PWC lifts and 82.5 linear feet of rip rap shoreline stabilization in Beaver Dam Creek at the 28000 block of Round Pole Bridge Rd., Milton, Sussex, DE

Irvin Levin (2-34-17.00-144.00) To install a 7 by 12 foot floating kayak launch with 2 pilings connecting to a previously authorized 5.5 by 47 foot pier, a 6.5 by 18 foot dock, four pilings for a boat lift, and one piling for a PWC lift in Hopkins Prong at 24261 Canal Drive, Millsboro, Sussex County, DE

EMPLOYEE UPDATES

Jim Coverdale was promoted to Sr. Environmental Compliance Specialist within the Division of Air Quality.

CONTACT INFORMATION

24-Hour Report and Spill Notification Line - 1-800-662-8802
Aboveground Storage Tanks - 302-395-2500
Air Quality - New Castle Office - 302-323-4542
Air Quality – Kent & Sussex – 302-739-9402
Asbestos New Castle - 302-323-4542
Asbestos Kent & Sussex - 302-739-9402
Bio solids Permits - 302-739-9946
Boiler Safety - 302-744-2735
Brownfields - 302-395-2600
Delaware Estuary Program - 302-739-9283 (Delaware Coastal Management Program)
Division of Air Quality Director's Office - 302-739-9402
Division of Waste and Hazardous Substances Director's Office - 302-739-9400
Division of Water Information - 302-739-9950
Dock/Dredging/Bulkheads/Rip-Rap/Wetlands & Subaqueous Lands - 302-739-9943
Emergency Prevention and Response - 302-739-9404
Environmental Crimes Unit - 302-739-9401 or 1-800-662-8802
Environmental Laboratory - 302-739-9942
Hazardous Waste - 302-739-9403
Industrial Storm water Permits - 302-739-9946
Loans & Grants for Wastewater and Septic's (Financial Assistance Branch) - 302-739-9941
Medical Waste - 302-739-9403

Non-Hazardous Liquid Waste Transporters - 302-739-9948
On-site Wastewater Licensing Program - 302-739-9948
Open Burning - 302-739-9402
Outreach Ombudsman - 302-395-2600
Recycling - 302-739-9403
Septic System Permits - Large Systems (Community & I/A) Statewide - 302-739-9948
Septic System Permits - Small Systems for Kent & New Castle Counties - 302-739-9947
Septic System Permits - Small Systems for Sussex County & Holding Tank Compliance Program
302-856-4561
Site Investigation & Restoration Section (Superfund/Brownfields) - 302-395-2600
Solid Waste - 302-739-9403
Source Water Protection - 302-739-9945
Surface Water Discharge Permits (NPDES) - 302-739-9946
Underground Injection Control & Spray Irrigation - 302-739-9948
Underground Storage Tanks - 302-395-2500
Wastewater Collection, Conveyance and/or Treatment Facility Construction Permits - 302-739-9946
Wastewater Treatment Facility Operators - 302-739-9946
Water Allocation Permits - 302-739-9945
Water Testing - Drinking Water (Division of Public Health) - 302-741-8630
Water Supply - 302-739-9945
Well Driller's License - 302-739-9944
Well Permits & Licensing - 302-739-9944
Wells - 302-739-9945
Wetlands and Subaqueous Lands Section - 302-739-9943